

This form will report compliance with your permit as determined by an NRW officer

Site		Permit Ref	21/58/11/0012		
Operator/Permit holder	John Andrew Edmunds				
Regime	Water Abstraction				
Date of assessment	23/09/2019	Time in	10:00	Out	11:00
Assessment type	Site Inspection				
Parts of the permit assessed	All				
Lead officer's name	Lewis, Kirsty				
Accompanied by					
Recipient's name/position	N. Edmunds/ Owner/Manager	Date issued	09/10/2019		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
B5 - Infrastructure - Plant and equipment	C3	Condition 8: Means of measurement of water abstracted. The licence holder shall use a meter or meters to measure the quantities of water abstracted. The licence holder shall provide and install the meter(s) to the satisfaction of the Agency. The meter(s) shall be maintained and tested in accordance with the requirements specified from time to time by the Agency.
G1 - Monitoring and Records, Maintenance and Reporting - Monitoring of emissions and environment	C3	Condition 6: During the months April to October inclusive each year.

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.

A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,
O = Ongoing non-compliance, not scored.

Number of breaches recorded	2	Total compliance score (see section 5 for scoring scheme)	8
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

Officer Kirsty Lewis attended Greenyard Farm to inspect Abstraction Licence 21-58-11-12. Met with Mr Edmunds who is the manager/owner of the premises. The abstraction is located within the business Footgolf which is in St Andrews Major Golf Club. Mr Edmunds informed myself that the property called Greenyard Farm has now been sold and only the business exists. I stated that the permit will need to be varied to reflect the address change.

Whilst, walking to the abstraction location. Mr Edmunds confirmed the purpose of abstraction is still only for spray irrigation when needed. Upon arrival to the abstraction point, the concrete shed was opened. Within the shed was a turbine meter. There did not appear to be any evidence of water leaks on the ground where the meter was located. The meter was easily accessible and clear to read. No broken or discoloured glass, no noise, no signs of tampering or broken seals. However within the glass meter the bottom section appeared to have condensation within. This may suggest there is a leak within the meter itself rather than externally. The meter read 39884. Which is again below the annual abstracted amounts since the life of the permit and there has been no calibration to reset the meter. Paper records were provided to show abstracted quantities for 2018/19. Based on these figures of a starting figure of 37137 and end of 39884. This equates to 2747 cubic metres which is below the threshold of permitted amount of 6800. Noted that an abstraction reading was taken on 12/12 which is outside of the April to October abstraction period.

The borehole was inaccessible as a water storage tank was placed upon it. Capacity approx. 9000 litres. Pipework from the borehole goes directly to the storage tank, then additional pipework from the storage tank. The meter is placed after the storage tank. The set up is non-compliant as the meter needs to directly be from the borehole. However, as this permit has not been inspected, the meter readings are below the permitted requirement and records are kept and submitted. Should any maintenance or replacement be required in the future then the set up needs to be corrected.

Breaches

Condition 6: During the months April to October inclusive each year.

Condition 8: Means of measurement of water abstracted. The licence holder shall use a meter or meters to measure the quantities of water abstracted. The licence holder shall provide and install the meter(s) to the satisfaction of the Agency. The meter(s) shall be maintained and tested in accordance with the requirements specified from time to time by the Agency. This breach is due to set up and possible internal leak.

Actions

1. Check the meter for internal leaks as there was some condensation within the glass meter on the bottom section.

2. Reminder to only abstract between April and October inclusive.
3. If upgrade works are to take place in the future to the current set up. Please ensure a meter is set up directly from the borehole and ensure it is accessible.
4. Complete WRF form for an administrative change to the address. (Completed on site)

If you have queries or questions in relation to this compliance report, please contact Kirsty Lewis at Kirsty.lewis@cyfoethnaturiolcymru.gov.uk or 03000 653518.

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Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition. Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

Other than the provision of advice and guidance, at present we do not intend to take further enforcement action in respect of the non-compliance identified above. This does not preclude us from taking enforcement action if further relevant information comes to light or advice isn't followed.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			
G1	C3	N/A	31/10/2019
B5	C3	If undertaking future maintenance/replacement. Amend pipework. Inspect meter for internal leaks due to condensation	31/10/2019

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. Health and Safety Executive, local authorities) on environmental issues
- Carrying out statistical analysis, research and development on environmental issues
- Providing public register information to enquirers
- Investigating possible breaches of environmental law
- Assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.